

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: HSIAO, Cheng-Fang

SERIAL NO.: 10/774,916

FILED: February 9, 2004

TITLE: DRIVE SOURCE OF A CAMERA LENS



ART UNIT: 2851

EXAMINER: Suthar, R.S.

AMENDMENT "A"

Director of the U.S. Patent
and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of August 24, 2005, a response being due by November 24, 2005, please consider the following remarks:

REMARKS

Upon entry of the present amendments, previous Claims 1- 4 have been canceled and new Claims 5 - 7 substituted therefor. Reconsideration of the rejections, in light of the forgoing amendments and present remarks, is respectfully requested. The present amendments have been entered for the purpose of placing the application into a more proper U.S. format and also for purpose of placing the claim language into a proper condition for allowance.

In the Office Action, it was indicated that Claims 1, 3 and 4 were rejected under 35 U.S.C. §103(a) as being unpatentable over the Kawai patent and the Maruyama patent in view of the Matsuzaki patent. The claims were also rejected under 35 U.S.C. § 112, second paragraph, as being

indefinite. Claims 1 and 4 were also objected to because of lack of antecedent basis. The Examiner also has an objection to the oath or declaration. According to the Examiner, the oath or declaration “does not include the notary’s signature”. Applicant notes that there are no objections or rejections of Claim 2 based upon the prior art or for informalities.

As an overview to the present reply, Applicant has extensively revised the original claim language in the form of new Claims 5 - 7. New independent Claim 5 incorporates the limitations of previous independent Claim 1, along with the limitations dependent Claim 2. Dependent Claims 6 and 7 correspond, respectively, to the limitations of original dependent Claims 3 and 4. New independent Claim 5 expresses the original limitations in a more proper U.S. format, including proper antecedent bases and proper structural interrelationships throughout. Any indefinite language found in the original claim language has been corrected herein.

Applicant notes that since there are no prior art rejections of original Claim 2 and since Claim 2 has been incorporated into the limitations of Claim 1 (now expressed as independent Claim 5), independent Claim 5 should be in a proper condition for allowance. Since dependent Claims 6 and 7 depend upon allowable Claim 5, such claim should also be in a proper condition for allowance.

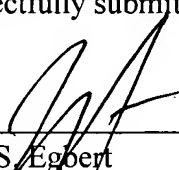
Relative to the Examiner objection to the declaration, Applicant notes that no “notary’s signature” is required on such a declaration. As such, Applicant respectfully disagrees with the Examiner’s requirement for a notary signature. In fact, it is quite uncommon to actually have the signatures of declarations verified by a notary. Applicant’s attorney respectfully requests reconsideration of such objection.

Based upon the foregoing analysis, Applicant contends that independent Claim 5 is now in proper condition for allowance. Additionally, those claims which are dependent upon Claim 5

should also be in condition for allowance. Reconsideration of the rejections and allowance of the claims at an early date is earnestly solicited. Since no new claims have been added above those originally paid for, no additional fee is required.

Respectfully submitted,

11.23.05
Date



John S. Egbert
Reg. No. 30,627
Andrew W. Chu
Reg. No. 46,625
Attorney for Applicant
Egbert Law Offices
412 Main Street, 7th Floor
Houston, Texas 77002
(713)224-8080
(713)223-4873 fax